

**IN THE UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION**

<b>IN RE</b>	§	<b>Case No. 16-10300-tmd</b>
	§	
<b>WESTECH CAPITAL CORP.,</b>	§	<b>Chapter 7</b>
	§	
<b>Debtor</b>	§	
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<b>GREGORY S. MILLIGAN,</b>	§	
<b>CHAPTER 7 TRUSTEE FOR</b>	§	
<b>WESTECH CAPITAL CORPORATION</b>	§	
<b>and on behalf of TEJAS SECURITIES</b>	§	
<b>GROUP, INC.,</b>	§	
	§	
<b>Plaintiff,</b>	§	<b>Adversary No. 16-01078-tmd</b>
	§	
<b>v.</b>	§	
	§	
<b>GARY SALAMONE, GREENBERG</b>	§	
<b>TRAURIG, LLP, and ROBERT W.</b>	§	
<b>HALDER,</b>	§	
	§	
<b>Defendants.</b>	§	

**Case No. 16-10300-tmd**

**GREGORY S. MILLIGAN, §  
CHAPTER 7 TRUSTEE FOR §  
WESTECH CAPITAL CORPORATION §  
and on behalf of TEJAS SECURITIES §  
GROUP, INC., §**

**Plaintiff,**

Adversary No. 16-01078-tmd

**V.**

**GARY SALAMONE, GREENBERG §  
TRAURIG, LLP, and ROBERT W. §  
HALDER, §**

## Defendants.

**AGREED MOTION TO DISMISS  
DEFENDANTS GARY SALAMONE AND ROBERT W. HALDER  
WITH PREJUDICE**

Plaintiff Gregory S. Milligan, Chapter 7 Trustee for Westech Capital Corporation (“Milligan”) files this Agreed Motion to Dismiss Defendants Gary Salamone and Robert W. Halder (“Defendants”) with Prejudice pursuant to Fed. R. Civ. P. 41(a)(2). This Motion does not seek dismissal of any claims or causes of action against Greenberg Traurig, LLP.

On December 4, 2020, the Court approved settlement of Plaintiff's claims against Gary Salamone and Robert W. Halder [Dkt. #640]. The settlement has been consummated and funded.

The Court finds further that Greenberg Traurig, LLP is not a party to the Settlement Agreement, that Greenberg Traurig, LLP has expressly reserved all rights, claims, arguments, remedies, and/or defenses available to Greenberg Traurig, LLP, in the case of Milligan v. Salamone, et al., No. 16-01078, as well as any appeals or related matters including Milligan v. Salamone, et al., No. 18-327 (the "Litigation"), and that Greenberg Traurig, LLP reserves the right to contest any claim, contention, or argument by the Westech Trustee, the Gorman Trustee, any of the former parties, witnesses and/or third parties related to the nature and scope of the underlying liability of Salamone and Halder in the Litigation.

Plaintiff Milligan requests that this Court dismiss, with Prejudice, Defendants Gary Salamone and Robert W. Halder. Plaintiff Milligan further requests that his claims against Greenberg Traurig, LLP remain pending.

Plaintiff Milligan and Defendants are each to bear their own costs and fees with respect to the claims being dismissed from this case.

Dated: April 9, 2021

Respectfully submitted,

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AGREED AS TO FORM:

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John T. Cox III  
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*Attorneys for Greenberg Traurig, LLP*

*/s/ Jill R. Carvalho*

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Jill R. Carvalho

*Attorneys for Robert W. Halder*

**CERTIFICATE OF SERVICE**

I certify that a true and correct copy of the foregoing document was served via the Court's CM/ECF automatic electronic notice system and/or by electronic mail upon the following, on this the 9<sup>th</sup> day of April, 2021:

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